

Attorney Docket Number: FSP0291

Application Number: 09/759,935

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**AMENDMENT AND REMARKS**

**FOR**

Attorney Docket Number: FSP0291

Client Reference Number: 267644US

Title: identifying a signal route for delivery of video-on-demand to a subscriber terminal

Application Number: 09/759,935

Filing Date: Friday, January 12, 2001

First Named Inventor: Schiller, Jay B.

Group Art Unit: 2611

Examiner Name: Brown, Reuben

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**Summary**

A Request for Continued Examination under 37 CFR 1.114 is timely filed along with the fee set forth under 37 CFR 1.17(e). The application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) is timely paid, hence the finality of the previous office action should be withdrawn pursuant to 37 CFR 1.114, and this submission should be entered.

In the office action mailed 12/16/2006, claims 10-13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rackman, (U.S. Pat #4,002,843), in view of Suzuki, (U.S. Pat # 5,790,170). Claims 14-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Suzuki, in view of Rackman. Claims 18-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rackman & Suzuki, further in view of Chawla,

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(U.S. Pat # 6,023,731). Claims 20-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Chawla, in view of Rackman.

This application is subject of an Appeal filed 05/16/2006, hereby withdrawn due in part to new grounds of rejection raised in the Examiner's Reply Brief filed on 08/28/2006, the new grounds which the Applicant wishes to address.

Amendments to the claims begin on page 2.

Remarks begin on page 5.